App.F.IX-4

1925-6

File No. 94-25

Previous References (Geol)

Serial Nos. 1-2

Later references.

preserve
~~destroy~~

(10)

GENERAL AND REVENUE SECRETARIAT

Serial Nos. Two

Part B for 1926

SUBJECT

Empowering the Director of Geology with discretion to allow time for the recovery of the deposit and survey fees in cases of mining leases

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I.C 5230 of 29-1-26

To

Director of Geology

State, that for reasons explained the action of the Dir in having allowed the Company the extension of time for the payment of deposit amount was opposed to rules & that he must obtain Govt Sanction whenever occasions arise

GENERAL AND REVENUE SECRETARIAT

Genl.

NOTES.

File No. 94.25

FILE HEADING.

Empowering the Director of Geology with discretion to extend time for the recovery of the deposit and Survey fees in cases of mining leases

From

The Director of Geology

No. C136-9 Dated 5.1.26 Received 6.1.26

Diary No. 345-6	Enclos. 1	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Explains the circumstances under which messrs Dc Duncan & Co. have become unable to pay up the mon Deposit and Survey charges, and while observing that Strict enforcement of the rules will act as a damper o mining activities, states that the Director should be p mitted to deal with such cases on their individual meri

NOTES AND ORDERS.

For rules on the subject ple

WD 01264—GPB—10,000—17-12-25.

Geol File No. 94 3450/ of 192 5

Serial No.

3 The Director states that the strict enforcement of the rules will act as a damper on the mining activities and suggests that it should be permitted to deal with such cases as them in individual merits

Submitted for orders

Lib. 18.1.26

4 It does not seem necessary to confer any such general powers to the Dir., as suggested - In the present case, while the time strictly allowed under the Rules was only one month already about 7 months time has been given to the Company The Dir. states that the Company has even now promised (nothing more definite than) that they would pay up the fee + deposit "as early as possible"

Submitted for perusal -

R 21/1

5 Papers are in the Mines 21/1

6 There is want of continuous attention in the geological office over the operations of the licensees and until matters improve in the working of coal-open it is not desirable to grant the general permission asked for by the Director. He may approach you when the enforcement of any condition in a licence works hard in individual cases

588/22.1.26 Ag Secretary 24.1.26

GEN. & REV. SECRETARIAT
6-JAN 1926
INDUSTRIES & COMMERCE BRANCH.
26825

No. C/136-9

Dated, Bangalore, 2nd January 1926

Geol. 94-25-1

From

A. M. SEN, Esq., M.Sc., F.G.S, Etc.,
Offg. Director, Mysore Geological Departmen

GENL. & REV. SECTT.
Rs. 90
6 JAN. 1926
G. D. SECTION.

To

B. Srinivasa Iyengar, Esquire, B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
Revenue Department.

Sir,

Adverting to your letter No.I.C.8038/Geol.48-23-10, dated 26th May 1925, conveying the sanction of Government to the grant to Messrs.Oakley Duncan & Co., of a Mining Lease for chrome and one for Manganese I have the honour to state that in communicating the Government sanction Messrs. Oakley Duncan & Co. were given one month's time within which to pay up the deposits and survey fees for th mining leases to be issued. Representations were then mad for the time for paying up the amounts being extended by 3 months. This was granted by Mr.Jayaram as a special cas and the amounts had to be paid before 6th September last. As the payment was not made even until the middle of November urgent demand notices were issued with the result that an application for a further month's extension from 14th November was received and Mr.C. B. Oakley the Managin Director of the Company, represented to me in person their difficulties to comply with the demand. As the representa tions were found to be reasonable the time for paying up the dues was extended up to 15th December and with all these concessions a representation has again been made to me for a further extension of time for the payment up to the first week of January. Mr. Oakley has also explained

to

to me in person the reasons for the further time prayed for. A copy of the Company's letter referred to is forwarded herewith for the information the Government. In reply the Company has been requested to try and pay up the amount as early as possible within the extended time as at present allowed. Mr. Oakley saw me today in this connection and after explaining to me the difficulties in securing advance of money from the Mysore Bank said he would pay up the dues as early as possibl

In bringing the above facts relating to this case for the information of Government it is only intended to bring to their notice the difficulties that beset the Department in dealing with such cases. The strict enforcing of the rules will act as a damper on the mining activities in the State and it is necessary that the Director of the Department should be permitted within reasonable limits to deal with such cases on their individual merits.

For orders.

I have the honour to be
Sir,
Your most obedient servant,

Offg. Director,
Mysore Geological Department.

C.N.

Letter, dated 8th December 1925, from the Managing Director, Messrs. Oakley Duncan & Co., Ltd.. Bangalore, to the Director, Mysore Geological Department.

With reference to your communication on the subject of our fees. we have the honour to report that we are making considerable progress in sales of stocks that have been lying at Mormugao for over a year. We have further obtained from Mr. Manickavelu Mudaliar an agreement to deliver certain stocks which are due to us. The realisation of these sales will not mature until the close of the year when the attitude of the Bank of Mysore will no doubt be very different to any requests that we may make in the matter of finance. Under these circumstances, may we ask as a special favour that you will be good enough to give us time up to the first week of January ? We would not ask this if we were not definitely of opinion that we shall then be able to pay all the dues to this connection.

Copy.

Offg. Director,
Mysore Geological Department.

C.N.

APP. F. VI. Gl.]

SUBJECT.....

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Section Genl.

File No. 94-25

Seria No. 2

No. 1·C 5230

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

Date of issue 29.1.26

Signed by M.N.

List of enclosures.....

Copied by.....

Examined by.....

To The Director of Services.

Sir,

With reference to your letter no. C.136-9 dated the 5th January 1926 explaining the circumstances in which Messrs Oakes Duncan & Co have not paid the usual Deposit and Survey charges in respect of their mining leases within the time prescribed in the Rules ~~Chrome and Manganese~~ and requesting in the Co mection that you may be given certain latitude in dealing with ~~persons desirous to deal with~~ Such cases in fixing the time for

over

uses in the matter of
her recovery on her
individual ~~accounts~~ payment, I am
invited to invite your
attention to Rules 39 and 49
~~of the Budget~~ which lay down
that the application for
winding case ~~should~~ shall be
annexed and the fee paid
~~applied~~ to Court if the
applicant fails to deposit
the amount required under
rules 37 and 42 within the
time of one month prescribed
and to state that
seems ~~the Rules~~ allow
no discretion to the Director
to extend the period. ~~Such~~ Such
Considers that the grant of
extension ~~will~~ by ~~to~~ Messrs
Oakley Duncan to was not therefore in order.
~~further~~ If the rules require
they should provide a separate
application ~~must be made about it~~
but so long as the present rules

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

are in force. They should be strictly enforced. I am accordingly to request you to take the necessary action at once in the case under reference,

I have &c

for NWP 27/1
Chief Secy

KG. 26.1.26